

Superseded 5/12/2015

20A-3-304 Application for absentee ballot -- Time for filing and voting.

- (1)
- (a) Any registered voter who wishes to vote an absentee ballot may either:
 - (i) file an absentee ballot application:
 - (A) on the electronic system maintained by the lieutenant governor under Section 20A-2-206; or
 - (B) with the appropriate election officer for an official absentee ballot as provided in this section; or
 - (ii) vote in person at the office of the appropriate election officer as provided in Section 20A-3-306.
 - (b) A person that collects a completed absentee ballot application from a registered voter shall file the completed absentee ballot application with the appropriate election official before the earlier of:
 - (i) 14 days after the day on which the registered voter signed the absentee ballot form; or
 - (ii) the Thursday before the next election.
- (2) As it relates to an absentee ballot application to be filled out entirely by the voter:
- (a) except as provided in Subsection (2)(b), the lieutenant governor or election officer shall approve an application form for absentee ballot applications in substantially the following form:

"I, _____, a qualified elector, residing at _____ Street, _____ City, _____ County, Utah apply for an official absentee ballot to be voted by me at the election.
Date _____ (month\day\year) Signed _____
Voter"; and
 - (b) the lieutenant governor or election officer shall approve an application form for regular primary elections and for the Western States Presidential Primary in substantially the following form:

"I, _____, a qualified elector, residing at _____ Street, _____ City, _____ County, Utah apply for an official absentee ballot for the _____ political party to be voted by me at the primary election.
I understand that I must be affiliated with or authorized to vote the political party's ballot that I request.
Dated _____ (month\day\year) _____ Signed _____
Voter"
 - (c) If requested by the applicant, the election officer shall:
 - (i) mail or fax the application form to the absentee voter; or
 - (ii) deliver the application form to any voter who personally applies for it at the office of the election officer
- (3) As it relates to an absentee ballot application to be filled out for, and finished and signed by, a voter:
- (a) except as provided in Subsection (3)(b), the lieutenant governor or election officer shall approve an application form for absentee ballot applications in substantially the following form:

"I, _____, a qualified elector, residing at _____ Street, _____ City, _____ County, Utah apply for an official absentee ballot to be voted by me at the election.
I understand that a person that collects this absentee ballot application is required to file it with the appropriate election official before the earlier of fourteen days after the day on which I sign the application or the Thursday before the next election.
This form is provided by (insert name of person or organization).

I have verified that the information on this application is correct.

I understand that I will receive a ballot at the following address: (insert address and an adjacent check box);

OR

I request that the ballot be mailed to the following address: (insert blank space for an address and an adjacent check box).

Date _____ (month\day\year) Signed _____

Voter"; and

- (b) the lieutenant governor or election officer shall approve an application form for regular primary elections and for the Western States Presidential Primary in substantially the following form:

"I, _____, a qualified elector, residing at _____ Street, _____ City, _____ County, Utah apply for an official absentee ballot for the _____ political party to be voted by me at the primary election.

I understand that I must be affiliated with or authorized to vote the political party's ballot that I request. I understand that a person that collects this absentee ballot application is required to file it with the appropriate election official before the earlier of fourteen days after the day on which I sign the application or the Thursday before the next primary election.

This form is provided by (insert name of person or organization).

I have verified that the information on this application is correct.

I understand that I will receive a ballot at the following address: (insert address and an adjacent check box);

OR

I request that the ballot be mailed to the following address: (insert blank space for an address and an adjacent check box).

Dated _____ (month\day\year) _____ Signed _____

Voter"

- (4) The forms described in Subsections (2) and (3) shall contain instructions on how a voter may cancel an absentee ballot application.
- (5) Except as provided in Subsection 20A-3-306(2)(a), a voter who wishes to vote by absentee ballot shall file the application for an absentee ballot with the lieutenant governor or appropriate election officer no later than the Thursday before election day.
- (6)
- (a) A county clerk may establish a permanent absentee voter list.
- (b) The clerk shall place on the list the name of any person who:
- (i) requests permanent absentee voter status; and
 - (ii) meets the requirements of this section.
- (c)
- (i) Each year, the clerk shall mail a questionnaire to each person whose name is on the absentee voter list.
 - (ii) The questionnaire shall allow the absentee person to verify the voter's residence.
 - (iii) The clerk may remove the names of any voter from the absentee voter registration list if:
 - (A) the voter is no longer listed in the official register; or
 - (B) the voter fails to verify the voter's residence and absentee status.
- (d) The clerk shall provide a copy of the permanent absentee voter list to election officers for use in elections.